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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : **Confirmation No. 1004**
Kenji OSHIMA : Docket No. 2001-1135A
Serial No. 09/935,661 : Group Art Unit 1714
Filed August 24, 2001 : Examiner Callie E. Shosho

ELECTROSTATIC INK JET INK AND
METHOD OF CONTROLLING ELECTROSTATIC
CHARGES OF COLOR MATERIAL IN THE INK

RESPONSE

THE COMMISSIONER IS AUTHORIZED
TO CHARGE ANY DEFICIENCY IN THE
FEE FOR THIS PAPER TO DEPOSIT
ACCOUNT NO. 23-0975.

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action of May 26, 2004, Applicant submits the following remarks in support of the patentability of the presently claimed invention over the disclosures of the references relied upon by the Examiner in rejecting the claims. Further and favorable reconsideration is respectfully requested in view of these remarks.

Thus, the rejection of claims 1, 3-5 and 7-8 under 35 U.S.C. §102(b) as being anticipated by Swift et al. taken in view of the evidence in Takao et al. is respectfully traversed.

The Examiner takes the position, *inter alia*, that Swift et al. "disclose ink comprising" an aliphatic hydrocarbon solvent having a certain boiling point, a polymer that is soluble in this solvent and is obtained from certain monomers, a colorant that is insoluble in the solvent, and a certain metal soap.

It is apparent from the Examiner's characterization of the disclosure of the Swift et al. reference that she has ignored the language "for ink jet printer" appearing after the word "ink" in the preamble of claim 1. Applicant expects that the Examiner has treated this expression merely as an